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December 16, 2008

The Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423

RE: Docket No. NOR 42112; *E.I. du Pont de Nemours and Company v. CSX Transportation, Inc.*

Dear Secretary Quinlan:

Please find enclosed for filing in the above referenced matter, an original and ten (10) copies of E.I. du Pont de Nemours and Company's First Amended Complaint. This First Amended Complaint is identical to the Original Complaint filed by DuPont on November 10, 2008, except that Exhibits A and B have been modified as follows:

Exhibit A

1. Lane 2 of the Original Exhibit A has been deleted. Original lanes 3 through 32 have been renumbered 2 through 31.
2. The rates for Lanes 31 and 32 of Original Exhibit A (Amended Exhibit Lanes 30 and 31) have been corrected.
3. The R/VC ratios for all lanes have been updated to make a correction to the variable cost calculation.

Exhibit B

1. DuPont has corrected the challenged rates for 23 joint line movements where CSXT published different Rule 11 rates, effective December 1, 2008, from those originally quoted to DuPont and identified in the Original Exhibit B.
2. The R/VC ratios for all lanes have been updated to reflect both the revised rates and to make a correction to the variable cost calculation.
3. The commodity and STCC for Lane 12 have been corrected.
4. Lane 37 of the Original Exhibit B has been deleted. Original lanes 38 through 67 have been renumbered 37 through 66.
5. Lane 67 of the Amended Exhibit B has been added.
6. Lane 68 of the Amended Exhibit B has been added.

If you have any questions, please do not hesitate to contact the undersigned.

Sincerely,



Nicholas J. DiMichael
Jeffrey O. Moreno

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

E.I. DUPONT DE NEMOURS AND COMPANY)	
)	
Complainant,)	
)	
v.)	Docket No. NOR 42112
)	
CSX TRANSPORTATION, INC.)	
)	
Defendant.)	
)	

FIRST AMENDED COMPLAINT

COMES NOW Complainant, E.I. du Pont de Nemours and Company ("DuPont"), 4417 Lancaster Pike, Wilmington, DE 19805, pursuant to 49 C.F.R. 1111.2, and files this First Amended Complaint against Defendant, CSX Transportation, Inc. ("CSXT"), 500 Water Street, Jacksonville, Florida 32202. DuPont brings this Amended Complaint pursuant to 49 U.S.C. §§ 10701, 10704, 10707, 11701 and 11704, and 49 C.F.R. Part 1111. DuPont requests that the Surface Transportation Board ("STB" or "Board") prescribe reasonable rates and service terms for CSXT's transportation of the movements set forth in Exhibits A and B to this Amended Complaint. DuPont asks the Board to award damages, plus interest, to the extent that DuPont has paid or will pay common carrier rates in excess of a reasonable maximum rate for such transportation, beginning on December 1, 2008. DuPont asks this Board to determine the reasonableness of CSXT's rates using the constrained market pricing principles and procedures adopted in *Coal Rate Guidelines—Nationwide*, Ex Parte No. 347 (Sub-No. 1), 1 I.C.C. 2d 520 (1985), as further refined and applied in subsequent decisions issued by the Interstate Commerce Commission and the Board.

In support of this Amended Complaint, DuPont states as follows:

The Parties

1. DuPont is a corporation organized under the laws of the State of Delaware, with its principal place of business in Wilmington, Delaware. DuPont is a manufacturer of chemicals, additives, plastics, coatings and agricultural products, with numerous production facilities throughout the continental United States and around the globe. DuPont is a major user of rail service to transport commodities that it consumes and produces at its various facilities and that it sells to customers in the continental United States and around the world.

2. CSXT is a Class I common and contract carrier by railroad that engages in the transportation of property in interstate and intrastate commerce. Its headquarters are in Jacksonville, Florida. CSXT is subject to the Interstate Commerce Commission Termination Act of 1995 (49 U.S.C. §§ 10101 *et seq.*) and to the jurisdiction of the Board.

Description of the Issue Movements

3. In this Amended Complaint, DuPont challenges the reasonableness of CSXT's rates for the movement of 38 commodities between 99 origin and destination pairs set forth in Exhibits A and B.

4. CSXT transports the commodities between the points identified in Exhibit A in single line service.

5. CSXT transports the commodities between the points identified in Exhibit B in joint line service. CSXT has published AAR Accounting Rule 11 rates for these movements.

The Challenged Rates

6. Prior to June 16, 2007, CSXT transported the commodities between the points identified in Exhibits A and B pursuant to a Master Contract with DuPont. When the parties were unable to reach agreement on new contract rates, CSXT published common carrier tariff rates in a collection of private price lists for DuPont. The rates published by CSXT were the same contract rate offers that DuPont had rejected.

7. In STB Docket Nos. NOR 42099, 42100 and 42101, DuPont challenged the reasonableness of CSXT's tariff rates for the transportation of four different commodities between seven different origin-destination pairs, pursuant to the Board's simplified and expedited procedures adopted in STB Ex Parte No. 646 (Sub-No. 1), *Simplified Standards for Rail Rate Cases* (served Sept. 5, 2007). In decisions issued on June 30, 2008, the Board prescribed rate reductions for six of the seven lanes. CSXT has appealed those decisions to the U.S. Court of Appeals for the District of Columbia Circuit.

8. CSXT and DuPont have engaged in further contract negotiations since the Board issued its decisions in STB Docket Nos. NOR 42099, 42100 and 42101, but have not reached an agreement. CSXT has informed DuPont that, absent a contract agreement, the rates published in the DuPont private price lists will expire on November 30, 2008. Although CSXT has offered to extend the rates in the DuPont private price lists beyond November 30, 2008, it will do so only in the form of a signature-less contract or if DuPont agrees not to challenge the rates in the private price lists as common carrier rates. Both options would eliminate the Board's jurisdiction to review the reasonableness of those rates.

9. In response to a DuPont request for the common carrier tariff rates that CSXT will charge DuPont beginning December 1, 2008. CSXT has provided the rates identified in Exhibits

A and B. These rates are higher than the rates published in the DuPont private price lists. For many joint line movements in Exhibit B, the CSXT Rule 11 rate factor is equal to or greater than the current through rate.

10. In this Amended Complaint, DuPont challenges the reasonableness of the CSXT tariff rates identified in Exhibits A and B.

Jurisdictional Allegations

11. CSXT possesses market dominance over the movements in Exhibits A and B. Therefore, pursuant to 49 U.S.C. § 10707, the Board has jurisdiction over the rates and services provided by CSXT and challenged by DuPont as unreasonable.

12. The rates charged by CSXT and challenged by DuPont for each of the movements in Exhibits A and B exceed 180 percent of CSXT's variable cost for the service requested by DuPont, as determined in accordance with 49 U.S.C. § 10707(d)(1).

13. There is a lack of effective competition from other rail carriers for each of the movements in Exhibits A and B because CSXT is the only rail carrier that provides service at either the origin or the destination. There is a lack of effective competition from non-rail modes for each of the movements in Exhibits A and B.

Requested Relief

14. CSXT's common carrier rates for handling the movements in Exhibits A and B are unreasonable and violate 49 U.S.C. §§ 10701(d)(1) and 10702, which require CSXT to establish reasonable rates. The Board should order CSXT to cease these violations and it should prescribe maximum reasonable rates pursuant to 49 U.S.C. § 10704(a)(1).

15. The Board should award reparations to DuPont, as provided under 49 U.S.C. § 11704(b). The reparations should compensate DuPont for any and all amounts paid in excess of the reasonable rates prescribed by the Board pursuant to this proceeding, plus interest.

16. The Board should prescribe a maximum reasonable rate and award reparations for a combined period of ten years, beginning December 1, 2008.

17. This Amended Complaint includes any and all adjustments to the challenged rates, including adjustments to the applicable fuel surcharges, and any new rates established by CSXT for the services described herein.

WHEREFORE, Complainant, E.I. du Pont de Nemours and Company prays that the Board:

(1) require Defendant, CSX Transportation, Inc., to answer the charges alleged herein;

(2) assign this Amended Complaint for hearing under 49 C.F.R. Part 1111 and the stand-alone cost approach adopted in *Coal Rate Guidelines—Nationwide*, Ex Parte No. 347 (Sub-No. 1), 1 I.C.C. 2d 520 (1985);

(3) after due hearing and investigation, find that the CSXT's common carrier rates applicable to the transportation of the commodities and movements in Exhibits A and B of this Amended Complaint are unreasonable;

(4) prescribe just and reasonable rates and related rules and service terms for the future applicable to the rail transportation of the DuPont traffic in Exhibits A and B, pursuant to 49 U.S.C. §§ 10704(a)(1) and 11701(a);

- (5) award DuPont reparations, plus applicable interest, in accordance with 49 U.S.C. § 11704 for unlawful rates set by CSXT for the period beginning December 1, 2008 to the effective date of a decision by the Board prescribing just and reasonable rates; and
- (6) grant such other and further relief to DuPont as the Board may deem just and proper under the circumstances.

Respectfully submitted,



Nicholas J. DiMichael
Jeffrey O. Moreno
Jennifer M. Gartlan
Eric N. Heyer
Thompson Hine LLP
1920 N Street, N.W., Suite 800
Washington, D.C. 20036
(202) 331-8800

December 16, 2008

CERTIFICATE OF SERVICE

I hereby certify that this 16th day of December, 2008, I served a copy of the foregoing First Amended Complaint by hand delivery upon counsel for Defendant at the following address:

G. Paul Moates
Sidley Austin LLP
1501 K Street, NW
Washington, D.C. 20005

A handwritten signature in black ink, appearing to read 'Jeffrey O. Moreno', is written over a horizontal line.

Jeffrey O. Moreno

EXHIBIT A

CSX LOCAL MOVES

Exhibit A
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	<u>Origin City</u> (1)	<u>Q St</u> (2)	<u>Destination City</u> (3)	<u>D St</u> (4)	<u>Route</u> (5)	<u>Product</u> (6)	<u>STCC</u> (7)	<u>CSXT Rate</u> <u>(12/08)</u> (8)	<u>FSC @ \$0.40</u> <u>(Dec 08)</u> (9)	<u>CSXT Rate</u> <u>Incl. FSC</u> <u>(12/08)</u> (10)	<u>RVC Ratio</u> (11)
1	LOUISVILLE	KY	WASHINGTON	WV	CSXT	CHLORODIFLUOROMET	2813981	\$5,810	\$152.80	\$5,962.80	492%
2	NEW JOHNSONVILLE	TN	ORLANDO	FL	CSXT	TITANIUM DIOXIDE	2816130	\$6,951	\$343.60	\$7,294.60	324%
3	PASCAGOULA	MS	NIAGARA FALLS	NY	CSXT	OIL ANILINE	2815112	\$9,280	\$506.80	\$9,786.80	301%
4	WURTLAND	KY	KINGSPORT	TN	CSXT	ACID SULFURIC	2819315	\$2,930	\$85.20	\$3,025.20	349%
5	NIAGARA FALLS	NY	AMPTHILL	VA	CSXT	SODIUM CAUSTIC	2812220	\$4,551	\$281.20	\$4,832.20	254%
6	PARKERSBURG	WV	AMPTHILL	VA	CSXT	CALCIUM CHLORIDE	2812632	\$3,507	\$202.40	\$3,709.40	247%
7	VANDER	NC	BERMUDA HUNDRED	VA	CSXT	POLYETHYLENE TERE	2821156	\$2,394	\$88.00	\$2,482.00	274%
8	STONY CREEK	VA	WILMINGTON	DE	CSXT	ORE ILMENITE	1092945	\$3,164	\$106.80	\$3,270.80	240%
9	CHICAGO	IL	NEW JOHNSONVILLE	TN	CSXT	SODIUM SILICATE	2819992	\$3,548	\$210.00	\$3,758.00	251%
10	NEW JOHNSONVILLE	TN	CHICAGO	IL	CSXT	TITANIUM DIOXIDE	2816130	\$4,628	\$210.40	\$4,838.40	314%
11	STARKE/LAWTEY	FL	NEW JOHNSONVILLE	TN	CSXT	ORE ILMENITE	1092945	\$4,980	\$296.80	\$5,256.80	213%
12	MIAMI FORT OH GROUP	OH	CARNEY'S POINT	NJ	CSXT	ACID FUMING SULFU	2819345	\$4,629	\$319.60	\$4,948.60	217%
13	STARKE/LAWTEY	FL	WILMINGTON	DE	CSXT	ORE ILMENITE	1092945	\$5,145	\$355.60	\$5,500.60	192%
14	WURTLAND	KY	NATRIUM	WV	CSXT	ACID SULFURIC	2819315	\$2,254	\$84.00	\$2,338.00	253%
15	MIAMI FORT OH GROUP	OH	LOUISVILLE	KY	CSXT	ACID SULFURIC	2819315	\$3,202	\$48.00	\$3,250.00	439%
16	STARKE/LAWTEY	FL	NEW JOHNSONVILLE	TN	CSXT	ORE ILMENITE	1092945	\$4,612	\$296.80	\$4,908.80	199%
17	STARKE/LAWTEY	FL	WILMINGTON	DE	CSXT	ORE ILMENITE	1092945	\$4,794.08	\$355.60	\$5,149.68	230%

CSX LOCAL MOVES

	<u>Origin City</u> (1)	<u>Q St</u> (2)	<u>Destination City</u> (3)	<u>D St</u> (4)	<u>Route</u> (5)	<u>Product</u> (6)	<u>STCC</u> (7)	<u>CSXT Rate</u> <u>(12/08)</u> (8)	<u>FSC @ \$0.40</u> <u>(Dec 08)</u> (9)	<u>CSXT Rate</u> <u>Incl. FSC</u> <u>(12/08)</u> (10)	<u>RVC Ratio</u> (11)
18.	PASCAGOULA	MS	NIAGARA FALLS	NY	CSXT	ORTHOTOLUIDINE	2815167	\$9,280	\$506 80	\$9,786.80	317%
19.	GONZALEZ	FL	WASHINGTON	WV	CSXT	PLASTIC, SYN PWDR	2821163	\$7,685	\$396 40	\$8,081 40	339%
20.	NATRIUM	WV	WASHINGTON	WV	CSXT	SODIUM CAUSTIC	2812220	\$7,441	\$28 40	\$2,469.40	389%
21.	NIAGARA FALLS	NY	CARNEYS POINT	NJ	CSXT	SODIUM CAUSTIC	2812220	\$4,658	\$222 40	\$4,880 40	292%
22.	STARKE/LAWTEY	FL	CHICAGO	IL	CSXT	STAUROLITE RESIDU	1092959	\$7,041	\$443 20	\$7,484 20	228%
23.	STARKE/LAWTEY	FL	CHICAGO	IL	CSXT	STAUROLITE RESIDU	1092959	\$7 481	\$443 20	\$7,924.20	241%
24.	BELLWOOD	VA	NEUSE	NC	CSXT	ACID SULFURIC	2819315	\$2,481	\$75 60	\$2,556 60	204%
25.	WURLAND	KY	NEUSE	NC	CSXT	ACID SULFURIC	2819315	\$4,999	\$256 80	\$5,255 80	277%
26.	MIAMI FORT OH GROUP	OH	CEDARTOWN	GA	CSXT	ACID FUMING SULFU	2819345	\$5,092	\$195 20	\$5,287 20	323%
27.	WURLAND	KY	MORRISVILLE	PA	CSXT	ACID SULFURIC	2819315	\$4,368	\$251.60	\$4,619.60	222%
28.	STARKE/LAWTEY	FL	NORFOLK	VA	CSXT	STAUROLITE RESIDU	1092959	\$4,072	\$267 60	\$4,339 60	185%
29.	ST LOUIS	MO	CARNEYS POINT	NJ	CSXT	WASTE, HAZARDOUS	4860101	\$5,602	\$447.60	\$6,049 60	213%
30.	NEW ORLEANS	LA	OLD HICKORY	TN	CSXT	PROPANEDIOL, BIO-	2818512	\$8,159	\$247 60	\$8,406.60	463%
31.	NEUSE	NC	PASCAGOULA	MS	CSXT	ANILINE OIL	2815112	\$9,048	\$326 80	\$9,374 80	437%

EXHIBIT B

CSX JOINT MOVES

Origin City (1)	Q St (2)	Destination City (3)	D St (4)	Route (5)	Product (6)	STCC (7)	CSXT Rate (12/08) (8)	FSC @ \$0.40 (Dec 08) (9)	CSXT Rate Incl FSC (12/08) (10)	RVC Ratio (11)
1 WURLAND	KY KANKAKEE		IL	CSXT-CHGO-CN	ACID CHLOROSULFON	2819422	\$8,769	\$172.40	\$8,941.40	780%
2 ST GABRIEL	LA DELISLE		MS	CN-NEWOR-CSXT-GULFP-KCS	SODIUM CAUSTIC	2812720	\$1,560	\$28.40	\$1,588.40	636%
3 MIAMI FORT OH GROUP	OH MILLSDALE		IL	CSXT-CHGO-CN	SULF-UR TRIOXIDE	2819325	\$7,392	\$129.60	\$7,521.60	706%
4 WURLAND	KY PETROLIA		PA	CSXT-NEWCA-BPRR	ACID FUMING SULFU	2819340	\$6,800	\$133.20	\$6,933.20	708%
5 MIAMI FORT OH GROUP	OH WOODSTOCK		TN	CSXT-LOUM-PAI-PA-DUC-CN	ACID FUMING SULFU	2819340	\$4,675	\$48.00	\$4,723.00	682%
6 BATON ROUGE	LA DELISLE		MS	KCS-NEWOR-CSXT-GULFP-KCS	COKE PETROLEUM CA	2991315	\$1,058	\$28.40	\$1,086.40	454%
7 MIAMI FORT OH GROUP	OH PETROLIA		PA	CSXT-NEWCA-BPRR	ACID FUMING SULFU	2819340	\$6,512	\$140.00	\$6,652.00	677%
8 NEW JOHNSONVILLE	TN CARROLLTON		TX	CSXT-MEMPH-LUP	TITANIUM DIOXIDE	2816130	\$4,861	\$61.20	\$4,922.20	804%
9 NIAGARA FALLS	NY EDGEWOOD		DE	CSXT-BUFF-NS	CHLORINE	2812815	\$3,772	\$10.40	\$3,782.40	1085%
10 NATHRIUM	WV DANVILLE		VA	CSXT-LYNG-HNS	SODIUM CAUSTIC	2812220	\$5,010	\$197.20	\$5,207.20	407%
11 CHAISON	TX VANDER		NC	UP-NEWOR-CSXT	ETHYLENE GLYCOL	2818546	\$6,777	\$354.40	\$7,131.40	225%
12 LA PLACE	LA AMPHILL		VA	CN-NEWOR-CSXT	DYE INTERMEDIATES NEC	2815190	\$8,981	\$434.00	\$9,415.00	410%
13 CHAISON	TX WINONA		SC	UP-NEWOR-CSXT	ETHYLENE GLYCOL	2818546	\$5,811	\$350.00	\$6,161.00	191%
14 DOWLING	TX RICEBORO		GA	KCS-NEWOR-CSXT-SAVAN-RSRR	ACRYLONITRILE	2818102	\$6,682	\$275.20	\$6,957.20	421%
15 STARKE/LAWTEY	FL DELISLE		MS	CSXT-GULFP-KCS	ORE ILMENTE	1092945	\$4,580.00	\$220.00	\$4,800.00	276%
16 NEW JOHNSONVILLE	TN OAKWOOD		GA	CSXT-CHATT-NS	TITANIUM DIOXIDE	2816130	\$2,789	\$92.40	\$2,881.40	371%
17 STONY CREEK	VA DELISLE		MS	CSXT-GULFP-KCS	ORE ILMENTE	1092945	\$6,858	\$390.80	\$7,248.80	261%
18 NIAGARA FALLS	NY ELMA		WA	CSXT-CHGO-BNSF	SODIUM METALIC	2819801	\$3,199	\$217.60	\$3,416.60	270%
19 STARKE/LAWTEY	FL ALBANY		OR	CSXT-MEMPH-BNSF	SAND ZIRCON	1441325	\$7,194	\$358.00	\$7,552.00	286%
20 STRANG - LA PORTE TX GROUP	TX SPARTANBURG		SC	UP-NEWOR-CSXT	PLASTIC SYN PHDR	2821163	\$5,002	\$285.60	\$5,286.60	383%
21 NEW JOHNSONVILLE	TN SNOBOY		CA	CSXT-MEMPH-BNSF	TITANIUM DIOXIDE	2816130	\$4,861	\$61.20	\$4,922.20	805%

CSX JOINT MOVES

Exhibit B
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	<u>Origin City</u> (1)	<u>Q.S.#</u> (2)	<u>Destination City</u> (3)	<u>D.S.#</u> (4)	<u>Route</u> (5)	<u>Product</u> (6)	<u>STCC</u> (7)	<u>CSXT Rate</u> <u>(12/09)</u> (8)	<u>FSC @ \$0.40</u> <u>(Dec. 09)</u> (9)	<u>CSXT Rate</u> <u>Ind. FSC</u> <u>(12/09)</u> (10)	<u>RVC Ratio</u> (11)
22	WURLAND	KY	IOWA CITY	IA	CSXT-CHGO-IAIS	ACID CHLOROSULFON	2819422	\$8 709	\$172.40	\$8 941.40	787%
23	CINCINNATI	OH	BURNSIDE	LA	CSXT-NEWOR-CN	ACID SULFURIC SPF	2819330	\$6,021	\$366.00	\$6 387.00	320%
24	CARNEYS POINT	NJ	DETROIT	MI	CSXT-TOLED-CN	AMMONIUM CHLORIDE	2819175	\$2 885.00	\$292.80	\$3,187.80	184%
25	MATLAND	ON	LOUISVILLE	KY	CN-TOLED-CSXT	DICHLOROTRIFLUORO	2899991	\$2 896	\$125.60	\$3 021.60	337%
26	BELLE	WV	WINDER	GA	NS-CINTL-CSXT	DIETHYL SULFATE	2818131	\$9,665	\$314.00	\$9 979.00	675%
27	PASCAGOULA	MS	FT MILL	SC	CSXT-ATLA-NS	OIL ANILINE	2815112	\$3,694	\$158.00	\$3 852.00	341%
28	BLOOMINGTON	TX	CHARLOTTE	NC	UP-NEWOR-CSXT	POLYETHYLENE	2821142	\$5 778	\$314.40	\$5,542.40	310%
29	BLOOMINGTON	TX	BROWNSVILLE	TN	UP-MEMPH-CSXT	POLYETHYLENE	2821142	\$3,131	\$24.40	\$3,155.40	767%
30	ORANGE	TX	ENDREE	SC	UP-NEWOR-CSXT	POLYETHYLENE	2821142	\$5 002	\$273.20	\$5 275.20	335%
31	STARKE/LAWTEY	FL	PHOENIX	AZ	CSXT-NEWOR-UP	STAUROUTE RESIDU	1092959	\$4 982	\$248.40	\$5 730.40	190%
32	STARKE/LAWTEY	FL	RED DEER	AB	CSXT-CHGO-CPHS	STAUROUTE RESIDU	1092959	\$7 48*	\$443.20	\$7 924.20	259%
33	STARKE/LAWTEY	FL	DENVER	CO	CSXT-BHAM-BNSF	STAUROUTE/ZIRCON	1092959/441325	\$3 691	\$194.00	\$4 085.00	253%
34	NEW JOHNSONVILLE	TN	CHAPMAN	PA	CSXT-CINT-PAIS	TITANIUM DIOXIDE	2816130	\$3 434	\$148.20	\$3 583.20	335%
35	NEW JOHNSONVILLE	TN	TEMPE	AZ	CSXT-MEMPH-UP	TITANIUM DIOXIDE	2816130	\$4,861	\$61.20	\$4 922.20	819%
36	EDGE MOOR	DE	NEW JOHNSONVILLE	TN	NS-CINTL-CSXT	TITANIUM DIOXIDE	2816130	\$3 351	\$148.20	\$3 500.20	362%
37	WURLAND	KY	WOODSTOCK	TN	CSXT-LOUML-PAL-PADIC-CN	ACID FUMING SULFU	2819340	\$6 079	\$97.20	\$6 176.20	807%
38	GREGORY	TX	WURLAND	KY	UP-ESTL-CSXT	HYDROGEN CHLORIDE	2813827	\$6 335	\$162.00	\$6 497.00	727%
39	BLOOMINGTON	TX	WASHINGTON	WV	UP-SALUM-CSXT	ACID DODECANEDICI	2818614	\$4 314	\$217.60	\$4 531.60	347%
40	STRANG - LA PORTE TX GROUP	TX	DUART	NC	UP-NEWOR-CSXT	PLASTIC SYN PMDR	2821163	\$5 565	\$352.80	\$5 917.80	360%
41	CHASON	TX	MIDDLETON	SC	UP-NEWOR-CSXT	ETHYLENE GLYCOL	2818546	\$6 444	\$323.60	\$6 767.60	213%
42	NEW JOHNSONVILLE	TN	FERNLEY	NV	CSXT-ESTL-UP	TITANIUM DIOXIDE	2816130	\$4 698	\$174.00	\$4 872.00	405%

CSX JOINT MOVES

Exhibit B
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	Origin City (1)	O St (2)	Destination City (3)	D St (4)	Route (5)	Product (6)	STCC (7)	CSXT Rate (12/08) (8)	FSC @ \$0.40 (Dec 08) (9)	CSXT Rate Ind. FSC (12/08) (10)	RVG Ratio (11)
43.	DYERSBURG	TN	WHITE HORSE	SC	CN-MEMPH-CSXT	BARYTES AGGREGAT	3285912	\$3 272	\$306 40	\$3,578.40	205%
44	NIAGARA FALLS	NY	WOODSTOCK	TN	CSXT-EFHAM-CN	SODIUM CAUSTIC	2812220	\$4 007	\$252 00	\$4 259 00	271%
45.	GREGORY	TX	LOUISVILLE	KY	UP-ESTL-CSXT	TETRAFLUOROETHANE	2813990	\$3 544	\$110 40	\$3,654 40	439%
46	STRANG - LA PORTE TX GROUP	TX	WEST SPRINGFIELD	MA	UP-SALM-CSXT	PLASTIC, SYN PMDR	2821163	\$5 664	\$418 80	\$6 082.80	319%
47	CHASON	TX	GRANGERS	NC	UP-NEWOR-CSXT	ETHYLENE GLYCOL	2818546	\$8 333	\$415 20	\$8 748 20	259%
48	STRANG - LA PORTE TX GROUP	TX	WASHINGTON	WV	UP-SALM-CSXT	PLASTIC, SYN PMDR	2821163	\$4 314	\$217 60	\$4 531 60	402%
49	CHASON	TX	HOPWELL	VA	UP-NEWOR-CSXT	ETHYLENE GLYCOL	2818546	\$8 547	\$439 20	\$8 986 20	258%
50	NEW JOHNSONVILLE	TN	LONG BEACH	CA	CSXT-ESTL-UP	TITANIUM DIOXIDE	2816130	\$4 698	\$174 00	\$4 872 00	405%
51	DEER PARK	TX	BUFFALO	NY	UP-ESTL-CSXT	METHYL METHACRYLA	2818112	\$6 490	\$281 20	\$6 771 20	372%
52	WURLTAND	KY	LOS ANGELES	CA	CSXT-FSTL-BNSF	ACID CHLOROSULFON	2819422	\$8 148	\$189 20	\$8 337 20	691%
53	WURLTAND	KY	MCINTOSH	AL	CSXT-KKKV-LNS	ACID FUMING SULFU	2819540	\$7 847	\$138 80	\$7 985 80	701%
54	ELIZABETH	NJ	BURNSIDE	LA	CSXT-NEWOR-CN	ACID SULFURIC SFF	2819330	\$5 716	\$555 60	\$6 281 60	202%
55	BEAUHARNOIS	PO	EDGEWOOD	DE	CSXT-BUFF-ANS	CHLORINE	2812815	\$7 659	\$148 00	\$7 807 00	772%
56	BLOOMINGTON	TX	LAWRENCE	MA	UP-SALM-CSXT-ROTT-JST	POLYETHYLENE	2821142	\$5 167	\$389 20	\$5,556 20	258%
57	BLOOMINGTON	TX	DETROIT	MI	UP-SALM-CSXT	POLYETHYLENE	2821142	\$3 550	\$162 80	\$3 712 80	289%
58	OLD HICKORY	TN	SUMTER	SC	NERR-VINH-CSXT	POLYETHYLENE TERE	2821156	\$5 238	\$228 60	\$5 464.80	331%
59	NIAGARA FALLS	NY	ORANGE	TX	CSXT-SALM-UP	SODIUM METALLIC	2819801	\$5 085	\$270 80	\$5 355 80	354%
60	NIAGARA FALLS	NY	STRANG - LA PORTE TX GROUP	TX	CSXT-SALM-UP	SODIUM METALLIC	2819801	\$5 085	\$270.80	\$5 355 80	354%
61	SOLVAY	NY	LA PORTE	TX	CSXT-ESTL-UP	SODIUM NITRIT	2812341	\$5 478	\$338 80	\$5,766 80	268%
62	NEW JOHNSONVILLE	TN	COSTA MESA	CA	CSXT-ESTL-UP	TITANIUM DIOXIDE	2816130	\$4 698	\$174 00	\$4 872 00	409%
63	HASKELL / BENTON	AR	CARNEYS POINT	NJ	UP-ESTL-CSXT	WASTE FLAMMABLE L	4810560	\$5 605	\$446.80	\$6 051 80	229%

CSX JOINT MOVES

	Origin City (1)	O St (2)	Destination City (3)	D St (4)	Route (5)	Product (6)	STCC (7)	CSXT Rate (12/08) (8)	FSC @ \$0.40 (Dec 08) (9)	CSXT Rate incl. FSC (12/08) (10)	RVC Ratio (11)
64	NEW JOHNSONVILLE	TN	ROWLEY	UT	CSXT-ESTL-UP	TITANIUM TETRACHLORIDE	2819871	\$9,203	\$174.00	\$9,377.00	615%
65	CHAISON	TX	CINCINNATI	OH	UP-ESTL-CSXT	ETHYLENE GLYCOL	2818546	\$3,953	\$134.00	\$4,087.00	410%
66	BEAUMONT	TX	CINCINNATI	OH	KCS-MERL-CSXT	ETHYLENE GLYCOL	2818546	\$6,719	\$302.80	\$7,021.80	374%
67	BELLE	WV	PT BIENVILLE	MS	NS-ATLA-CSXT-ANSLE-PBVR	DIMETHYLAMINE, AN	2813934	\$5,385	\$181.20	\$5,566.20	450%
68	DANVILLE	VA	AMPTHILL	VA	NS-PTRSB-CSXT	LIME COMMON SLA	3274112	\$900	\$8.80	\$908.80	273%